



International
Labour
Organization

► GB.350/INS/INF/3

For information

Governing Body

350th Session, Geneva, 4–14 March 2024

Institutional Section

INS

Date: 16 February 2024

Original: English

Report on the status of pending representations submitted under article 24 of the ILO Constitution

Summary: As requested by the Governing Body, this document provides information on the status of pending representations submitted under article 24 of the ILO Constitution.

Author unit: International Labour Standards Department (NORMES).

Related documents: [GB.334/PV](#), [GB.349/INS/7](#).

1. At its 334th Session (October–November 2018), the Governing Body approved a series of measures concerning the operation of the procedure for the representations submitted under article 24 of the ILO Constitution and asked the Office to make available an information document on the status of pending representations at each March and November session of the Governing Body.¹
2. The table below lists the representations submitted under article 24 of the ILO Constitution that are currently pending before the Governing Body. Taking into account, inter alia, the time elapsed since the submissions of certain representations, the designation of members is urgently awaited in **three ad hoc tripartite committees**. In particular:
 - The designation of **Government members** is urgently awaited in **four** committees: **Mexico**, (Social Security (Minimum Standards) Convention, 1952 (No. 102); Labour Administration Convention, 1978 (No. 150); Occupational Safety and Health Convention, 1981 (No. 155); and Chemicals Convention, 1990 (No. 170)), **Romania** (Social Security (Minimum Standards) Convention, 1952 (No. 102)), **Serbia** (two representations), Conventions Nos 29, 81, 87, 94, 97, 98, 143, 150, 155, 167, 187 and **Serbia** (Minimum Wage Fixing Convention, 1970 (No. 131)).
 - The designation of an **Employer member** is urgently awaited in **two** committees: **Portugal** (Nursing Personnel Convention, 1977 (No. 149)), and **Serbia** (two representations), Conventions Nos 29, 81, 87, 94, 97, 98, 143, 150, 155, 167, 187.
 - In **two** cases, the Office was informed that the dispute was settled following conciliation: **Chile** (Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)) and **Colombia** (Conventions Nos. 3, 12, 17, 18, 24, 25 and 144).
 - Voluntary conciliation is underway in **five** cases: **Argentina** (Indigenous and Tribal Peoples Convention, 1989 (No. 169)); **Chile** (Forced Labour Convention, 1930 (No. 29), Employment Policy Convention, 1964 (No. 122), and Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)); **Chile** (Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and Right to Organise and Collective Bargaining Convention, 1949 (No. 98)); **Sri Lanka** (Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144)); and **Uruguay** (Hours of Work (Industry) Convention, 1919 (No. 1), Hours of Work (Commerce and Offices) Convention, 1930 (No. 30), and Occupational Safety and Health Convention, 1981 (No. 155)).

¹ GB.334/PV, para. 288(1)(b).

Country	Convention	Complainant organizations	Representation status
Argentina	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); Labour Relations (Public Service) Convention, 1978 (No. 151); and Collective Bargaining Convention, 1981 (No. 154)	Two representations submitted by the Federation of Trade Unions of Municipal Workers of Santa Fe Province (FESTRAM) and the Federation of Municipal Trade Unions of Santa Fe Province (FESIM), respectively	At its 342nd Session (June 2021), the Governing Body decided that both representations were receivable and, as they relate to Conventions dealing with trade union rights, to transmit them to the Committee on Freedom of Association (CFA) for examination as per the procedures set out in the Standing Orders on articles 24 and 25 of the Constitution (GB.342/INS/9/6, paragraph 7). Both representations are pending at the CFA.
Argentina	Indigenous and Tribal Peoples Convention, 1989 (No. 169)	Association of State Workers (ATE) of the Province of Córdoba and the Press Trade Union Centre (CISPREN) of the Province of Córdoba	At its 346th Session (October–November 2022), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.346/INS/18/8, paragraph 5). The ad hoc tripartite committee has been established. The parties jointly accepted voluntary conciliation.
Argentina	Labour Inspection Convention, 1947 (No. 81), Occupational Cancer Convention, 1974 (No. 139), Occupational Safety and Health Convention, 1981 (No. 155) and its 2002 Protocol, and Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)	Confederation of Workers of Argentina (CTA) y Trade Union Association of Subway and Light Rail Workers (AGTSyP)	At its 349th Session (October–November 2023), the Governing Body decided: (a) that the complaint was not receivable in relation to the Protocol of 2002 to Convention No. 155; (b) that the complaint was receivable in relation to Conventions Nos 81, 139, 155 and 187 and that it would set up a tripartite committee to examine it. (GB.349/INS/19/7, paragraph 5) In the process of designating members of the ad hoc tripartite committee.

Country	Convention	Complainant organizations	Representation status
Argentina	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), and Right to Organise and Collective Bargaining Convention, 1949 (No. 98)	Industrial Organization of Argentina (UIA)	At its 349th Session (October–November 2023), the Governing Body decided that the representation was receivable and, as it relates to Conventions dealing with trade union rights, to refer it to the Committee on Freedom of Association for examination in accordance with articles 24 and 25 of the ILO Constitution. (GB.349/INS/19/8, paragraph 5). The representation is pending at the CFA.
Brazil	Indigenous and Tribal Peoples Convention, 1989 (No. 169)	Union of Rural Workers of Alcântara (STTR), and Union of Family Agriculture Workers of Alcântara (SINTRAF)	At its 337th Session (October–November 2019), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.337/INS/13/5, paragraph 5). The ad hoc tripartite committee has been established.
Brazil	Labour Relations (Public Service) Convention, 1978 (No. 151)	Confederation of Brazilian Trade Unions (CSB) Union of Civil Servants of the Federal Legislative Authority and the Federal Court of Auditors (SINDILEGIS)	At its 346th Session (October–November 2022), the Governing Body decided that the representation was receivable and, as it relates to a Convention dealing with trade union rights, to refer it to the Committee on Freedom of Association (CFA) for examination in accordance with articles 24 and 25 of the Constitution of the ILO (GB.346/INS/18/9, paragraph 5). The representation is pending at the CFA.
Chile	Old-Age Insurance (Industry, etc.) Convention, 1933 (No. 35); and Invalidity Insurance (Industry, etc.) Convention, 1933 (No. 37)	National Federation of Municipal Workers of Chile (FENTRAMUCH)	At its 340th Session (October–November 2020) the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.340/INS/19/1, paragraph 5). The ad hoc tripartite committee has been established.
Chile	Old-Age Insurance (Industry, etc.) Convention, 1933 (No. 35); and Invalidity Insurance (Industry, etc.) Convention, 1933 (No. 37)	National Federation of Municipal Workers of Chile (FENTRAMUCH)	At its 349th Session (October–November 2023), the Governing Body decided that the representation was receivable and, considering that it concerns issues similar to those raised in another representation (GB.340/INS/19/1), it should be examined jointly by the same tripartite committee. (GB.349/INS/19/13, paragraph 6)
Chile	Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)	Trade Union Association of Forestry Contractors A.G. (ACOFORAG A.G.)	At its 347th Session (March 2023) the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.347/INS/19/3, paragraph 5). In a communication dated 15 December 2023, the parties informed the Office that they have reached an agreement following voluntary conciliation.

Country	Convention	Complainant organizations	Representation status
Chile	Indigenous and Tribal Peoples Convention, 1989 (No. 169)	National Federation of Education Workers (FENATED) and Ruka Pillán Enterprise Trade Union of the Araucanía Teaching Foundation (FMDA)	At its 348th Session (June 2023) the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.348/INS/6/3, paragraph 5). In the process of designating members of the ad hoc tripartite committee.
Chile	Forced Labour Convention, 1930 (No. 29), Employment Policy Convention, 1964 (No. 122), and Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)	Líder Inter-Enterprise Union of Workers of Walmart Chile (SIL)	At its 349th Session (October–November 2023), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.349/INS/19/6 paragraph 5). In the process of designating members of the ad hoc tripartite committee. The parties jointly accepted voluntary conciliation with ILO assistance which is in process.
Chile	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), Right to Organise and Collective Bargaining Convention, 1949 (No. 98), Discrimination (Employment and Occupation) Convention, 1958 (No. 111) and Labour Relations (Public Service) Convention, 1978 (No. 151) (two representations)	National Association of Officials of the Civil Registry and Identification Service of Chile (ANFURCICH)	At its 349th Session (October–November 2023), the Governing Body decided: (a) that the representations were not receivable in respect of Convention No. 111; (b) that they were receivable in respect of Conventions Nos 87, 98 and 151, and as they related to Conventions dealing with trade union rights, to transmit them to the Committee on Freedom of Association for examination in accordance with articles 24 and 25 of the ILO Constitution. Furthermore, given that the two representations made by ANFURCICH contained similar allegations, it was decided that they should be examined together in the framework of a single representation. (GB.349/INS/19/10, paragraph 6). The representations are pending at the CFA.

Country	Convention	Complainant organizations	Representation status
Chile	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), Right to Organise and Collective Bargaining Convention, 1949 (No. 98), Discrimination (Employment and Occupation) Convention, 1958 (No. 111) and Labour Relations (Public Service) Convention, 1978 (No. 151)	National Federation of Municipal Workers of Chile (FENTRAMUCH)	At its 349th Session (October–November 2023), the Governing Body decided: (a) that the representation was not receivable in relation to Convention No. 111; (b) that it was receivable in relation to Conventions Nos 87, 98 and 151, and, as it relates to Conventions dealing with trade union rights, to transmit it to the Committee on Freedom of Association for examination in accordance with articles 24 and 25 of the ILO Constitution. (GB.349/INS/19/11, paragraph 5). The representation is pending at the CFA.
Chile	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87), Right to Organise and Collective Bargaining Convention, 1949 (No. 98)	Caletones Workers' Union, Chuquicamata Workers' Union, Potrerillos Workers' Union No.2 and the Single Confederation of Trade Unions (CUT)	At its 349th Session (October–November 2023), the Governing Body decided that the representation was receivable and, as it relates to Conventions dealing with trade union rights, to refer it to the Committee on Freedom of Association for examination in accordance with articles 24 and 25 of the ILO Constitution. (GB.349/INS/19/12, paragraph 5). The parties jointly accepted conciliation.
Colombia	Maternity Protection Convention, 1919 (No. 3); Workmen's Compensation (Agriculture) Convention, 1921 (No. 12); Workmen's Compensation (Accidents) Convention, 1925 (No. 17); Workmen's Compensation (Occupational Diseases) Convention, 1925 (No. 18); Sickness Insurance (Industry) Convention, 1927 (No. 24); Sickness Insurance (Agriculture) Convention, 1927 (No. 25); and Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144)	Single Confederation of Workers of Colombia (CUT), General Confederation of Labour (CGT), and Confederation of Workers of Colombia (CTC)	At its 342nd Session (June 2021), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.342/INS/9/4, paragraph 5). In a communication dated 14 December 2023, the government informed the Office that the parties have reached an agreement following voluntary conciliation.

Country	Convention	Complainant organizations	Representation status
Costa Rica	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); and Workers' Representatives Convention, 1971 (No. 135)	Rerum Novarum Confederation of Workers (CTRN), Costa Rican Workers' Movement Confederation (CMTC), Unitary Confederation of Workers (CUT), and Juanito Mora Porras Trade Union Confederation (CSJMP)	At its 328th Session (October–November 2016), the Governing Body decided that the representation was receivable and, by virtue of article 3(2) of the Standing Orders, and since the representation related to a Convention dealing with trade union rights, it was referred to the Committee on Freedom of Association (CFA) for examination in accordance with articles 24 and 25 of the Constitution (GB.328/INS/18/3, paragraph 5). The case is currently pending before the CFA.
Ecuador	Indigenous and Tribal Peoples Convention, 1989 (No. 169)	Public Services International (PSI), National Workers' Federation of Provincial Governments of Ecuador (FENOGOPRE), and National Confederation of Public Servants of Ecuador (CONASEP)	At its 341st Session (March 2021), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.341/INS/14/2, paragraph 5). The ad hoc tripartite committee has been established.
France	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87)	Union of Performers and Teachers of Music, Dance, Drama and Other Performing Arts-related Occupations (SAMUP)	At its 342nd Session (June 2021), the Governing Body decided that the representation was receivable and, as it relates to a Convention dealing with trade union rights, to refer it to the Committee on Freedom of Association (CFA) for examination in accordance with articles 24 and 25 of the Constitution (GB.342/INS/9/5, paragraph 5). The case is currently pending at the CFA.
Mexico	Social Security (Minimum Standards) Convention, 1952 (No. 102)	Workers' Federation of the State of Sonora and nine other unions in the State of Sonora	At its 340th Session (October–November 2020), the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.340/INS/19/6, paragraph 5). The conciliation procedure in which the parties achieved some agreements has expired. The ad hoc tripartite committee has been established.

Country	Convention	Complainant organizations	Representation status
Mexico	Social Security (Minimum Standards) Convention, 1952 (No. 102); Labour Administration Convention, 1978 (No. 150); Occupational Safety and Health Convention, 1981 (No. 155); and Chemicals Convention, 1990 (No. 170)	Sindicato Nacional de Trabajadores de la Industria Minero Metalúrgica (CTM)	At its 345th Session (June 2022), the Governing Body decided: (a) that the representation was not receivable in relation to Conventions Nos 150 and 170; and (b) that it was receivable in relation to Conventions Nos 102 and 155 and to set up a tripartite committee to examine it. (GB.345/INS/6/2, paragraph 5). The deadline for suspension due to conciliation procedure has expired. In the process of designating members of the ad hoc tripartite committee. Designation of the Government member is urgently awaited.
Poland	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); and Collective Bargaining Convention, 1981 (No. 154)	Trade Union of Engineers and Technicians LOTOS Group (ZZIT LOTOS Group)	At its 341st Session (March 2021), the Governing Body decided that the representation was receivable with regard to Conventions Nos 87 and 98 (not with regard to Convention No. 154) as Poland has not ratified Convention No. 154) and, as it relates to Conventions dealing with trade union rights, it referred it to the Committee on Freedom of Association (CFA) for examination in accordance with articles 24 and 25 of the Constitution (GB.341/INS/14/5, paragraph 5). The representation is pending at the CFA.
Poland	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); and Workers' Representatives Convention, 1971 (No. 135)	Academic Union at the University of Physical Education and Sport in Gdańsk (AWFiS)	At its 343rd Session (November 2021), the Governing Body decided that the representation was receivable and, as it relates to Conventions dealing with trade union rights, it referred it to the Committee on Freedom of Association (CFA) for examination in accordance with articles 24 and 25 of the Constitution (GB.343/INS/14/2, paragraph 5). The representation is pending at the CFA.
Portugal	Nursing Personnel Convention, 1977 (No. 149)	Portuguese Nurses' Union (SEP)	At its 340th Session (October–November 2020), the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.340/INS/19/10, paragraph 5). The Government has communicated its observations. In the process of designating members of the ad hoc tripartite committee. Designation of the Employer member is urgently awaited.

Country	Convention	Complainant organizations	Representation status
Romania	Social Security (Minimum Standards) Convention, 1952 (No. 102)	National Trade Union Confederation (NTUC-Carte-IALFA)	At its 346th Session (October–November 2022), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.346/INS/18/4, paragraph 5). The Government has communicated its observations. In the process of designating members of the ad hoc tripartite committee. <i>Designation of the Government member is urgently awaited.</i>
Serbia	Minimum Wage Fixing Convention, 1970 (No. 131)	The Association of Teachers' Syndicates of Vojvodina	At its 346th Session (October–November 2022), the Governing Body decided that the representation was receivable and to set up a tripartite committee to examine it (GB.346/INS/18/7, paragraph 5). In the process of designating members of the ad hoc tripartite committee. <i>Designation of the Government member is urgently awaited.</i>

Country	Convention	Complainant organizations	Representation status
Serbia	Forced Labour Convention, 1930 (No. 29); Labour Inspection Convention, 1947 (No. 81); Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Labour Clauses (Public Contracts) Convention, 1949 (No. 94); Migration for Employment Convention (Revised), 1949 (No. 97); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); Migrant Workers (Supplementary Provisions) Convention, 1975 (No. 143); Labour Administration Convention, 1978 (No. 150); Occupational Safety and Health Convention, 1981 (No. 155); Safety and Health in Construction Convention, 1988 (No. 167); and Promotional Framework for Occupational Safety and Health Convention, 2006 (No. 187)	Building and Wood Workers' International (BWI), the Construction Labour Union (CLU) and the Thamizhaga Kattida Thozhilalargal Mathiya Sangam (TKTMS)	At its 347th Session (March 2023) the Governing Body decided: (a) that the representation was receivable and to set up an ad hoc tripartite committee to examine it; (b) that, considering that the representation concerns issues similar to those raised in another representation, the two cases should be examined jointly by the same tripartite committee; (c) to refer the elements of the representation regarding non-observance of Convention No. 87 to the Committee on Freedom of Association (CFA) for examination in accordance with the procedure set out in the Standing Orders on articles 24 and 25 of the ILO Constitution (GB.347/INS/19/5, paragraph 6). In the process of designating members of the ad hoc tripartite committee. Designation of the Government and Employer members is urgently awaited.

Country	Convention	Complainant organizations	Representation status
Serbia	Forced Labour Convention, 1930 (No. 29); Labour Inspection Convention, 1947 (No. 81); Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Labour Clauses (Public Contracts) Convention, 1949 (No. 94); Migration for Employment Convention (Revised), 1949 (No. 97); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); Migrant Workers (Supplementary Provisions) Convention, 1975 (No. 143); Labour Administration Convention, 1978 (No. 150); and Safety and Health in Construction Convention, 1988 (No. 167)	Building and Wood Workers' International (BWI) and the Trade Union of Construction and Building Material Industry Workers of Serbia (TUCBMIWS)	At its 347th Session (March 2023) the Governing Body decided: (a) that the representation was receivable and to set up an ad hoc tripartite committee to examine it; (b) that, considering that the representation concerns issues similar to those raised in another representation, the two cases should be examined jointly by the same tripartite committee; (c) to refer the elements of the representation regarding non-observance of Convention No. 87 to the Committee on Freedom of Association (CFA) for examination in accordance with the procedure set out in the Standing Orders on articles 24 and 25 of the ILO Constitution (GB.347/INS/19/4, paragraph 6). In the process of designating members of the ad hoc tripartite committee. Designation of the Government and Employer members is urgently awaited.

Country	Convention	Complainant organizations	Representation status
Sri Lanka	Tripartite Consultation (International Labour Standards) Convention, 1976 (No. 144)	Free Trade Zones & General Services Employees' Union (FTZ & GSEU), Ceylon Estates Staffs' Union (CESU), United Federation of Labour, Sri Lanka National Union of Seafarers, Lanka Jathika Estate Workers' Union, Ceylon Bank Employees' Union (CBEU), Ceylon Federation of Trade Unions, Sri Lanka Nidahas Sewaka Sangamaya, Inter-Company Employees Union (ICEU), Ceylon Mercantile Industrial & General Workers Union (CMU)	At its 348th Session (June 2023) the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.348/INS/6/4, paragraph 6). In the process of designating members of the ad hoc tripartite committee. The complainant and the Government have accepted conciliation and the complainant has asked for ILO assistance.
Sudan	Discrimination (Employment and Occupation) Convention, 1958 (No. 111)	Sudan Workers Trade Union Federation (SWTUF)	At its 342nd Session (June 2021), the Governing Body decided that the representation was receivable and set up a tripartite committee to examine it (GB.342/INS/9/3, paragraph 5). The complainant declined the possibility of undertaking efforts at conciliation in the form for submission of the representation. The Government communicated its observations. The ad hoc tripartite committee has been established.
Sudan	Discrimination (Employment and Occupation) Convention, 1958 (No. 111)	Sudanese Independent Trade Union Organizations (SITUO)	At its 345th Session (June 2022), the Governing Body decided that the representation was receivable and that it would be examined by the same tripartite committee that is examining the representation submitted by the Sudan Workers Trade Union Federation (SWTUF) (GB.345/INS/6/1, paragraph 6). The Government's observations are awaited. The ad hoc tripartite committee has been established.

Country	Convention	Complainant organizations	Representation status
Sudan	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87)	Sudan Journalists Syndicate	At its 348th Session (June 2023) the Governing Body decided that the representation was receivable and, as it relates to a Convention dealing with trade union rights, to transmit the representation to the Committee on Freedom of Association (CFA) for examination as per the procedures set out in the Standing Orders on articles 24 and 25 of the Constitution of the ILO (GB.348/INS/6/1, paragraph 5). The representation is currently pending at the CFA.
Uruguay	Freedom of Association and Protection of the Right to Organise Convention, 1948 (No. 87); Right to Organise and Collective Bargaining Convention, 1949 (No. 98); and Discrimination (Employment and Occupation) Convention, 1958 (No. 111)	Association of Locally Employed Functionaries of the Diplomatic Missions and Consular Offices of Uruguay Abroad (ASFUCOUREX)	At its 344th Session (March 2022) the Governing Body decided that the representation was not receivable in relation to Convention No. 111. The Governing Body decided that the representation was receivable in relation to Conventions Nos 87 and 98 and, as it relates to Conventions dealing with trade union rights. It referred it to the Committee on Freedom of Association (CFA) for examination in accordance with the procedure set out in the Standing Orders on articles 24 and 25 of the ILO Constitution (GB.344/INS/17/2, paragraph 5). The representation is pending at the CFA.
Uruguay	Hours of Work (Industry) Convention, 1919 (No. 1); Hours of Work (Commerce and Offices) Convention, 1930 (No. 30); and Occupational Safety and Health Convention, 1981 (No. 155)	Alliance of Firefighters of Uruguay	At its 347th Session (March 2023) the Governing Body decided that the representation was receivable and to set up an ad hoc tripartite committee to examine it (GB.347/INS/19/2, paragraph 5). Voluntary conciliation is in process. The ad hoc tripartite committee has been established.